

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Family Court Appeal No. 115 of 2002

Yagpal Wadhwan ..Appellant

vs.

Beena Wadhawan ..Respondent

Shri Nitin V.Gangal for appellant.

Shri Mihir Desai with Shri Rui Rodrigues and Shri
Phadnis for respondent.

CORAM: S.B.MHASE and
S.R.SATHE JJ.
3rd August, 2006

P.C.

1. Today this matter was specifically kept for recording the consent terms in view of the request made by the learned Counsel for the respondent. Accordingly we assembled in the chambers at 3.00 p.m. Learned Counsel for both sides are present. Husband and wife namely the appellant and respondent are also present. Younger son Dipak who is consenting party to the terms is also present.

2. We have ascertained from both the parties as to whether they have understood the terms set out in the consent terms. Both the parties and Shri Dipak, younger son have stated that they have understood and accepted the terms and conditions stated in the consent terms. We have found that both the parties and Shri Dipak has voluntarily

entered into the consent terms and, therefore, we accept the same. The consent terms are taken on record and marked "X" for identification. In view of the said consent terms at X the appeal stands partly allowed. The decree which has been passed by the Trial Court is hereby set aside and instead decree in terms of consent terms at X is substituted. Registry is hereby directed to prepare the decree in terms of the consent terms at X. First Appeal is accordingly disposed of with no order as to costs in the facts and circumstances of the case.

(S.R.SATHE J.)

(S.B.MHASE J.)